

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4217

IN THE MATTER OF:

Served December 1, 1993

Application of SETH, INC., Trading )  
as KIDS KAB, for a Certificate of )  
Authority -- Irregular Route )  
Operations )

Case No. AP-93-40

By application filed November 30, 1993, Seth, Inc., trading as Kids Kab (Kids Kab or applicant), a Maryland corporation, seeks a certificate of authority to transport passengers in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

Kids Kab's application includes information regarding, among other things, its corporate status, facilities, proposed tariff, finances, and regulatory compliance record. The application is available for inspection at the office of the Commission during its regular business hours.

Kids Kab proposes to commence operations with vehicles seating 12 passengers each. Applicant's proposed tariff contains individual and group zone rates for trips up to 15 miles from the point of origin and transfer rates for service to and from Washington National Airport and Washington-Dulles International Airport. Parking and waiting charges may apply in the case of an airport transfer, but neither the amount of the charges nor when they apply is specified. Under the Compact, Title II, Article 11, Section 14, a carrier must publish fixed rates and fixed fares. Applicant will be directed to file an amended proposed tariff with parking and waiting charges for airport transfers either deleted or specified with particularity.

Applicant's balance sheet shows \$1,000 in liquid assets, which may be inadequate to cover start-up expenses relating to the acquisition of an office lease, revenue vehicles, and insurance. Pursuant to Commission Regulation No. 54-04(c), applicant will be directed to file an amended balance sheet or written statement describing the amount and source of post-incorporation start-up funds.

In determining whether to grant or deny an application for a certificate of authority, the Compact at Title II, Article XI, Section 7 requires that the Commission determine whether an applicant is fit, willing, and able to perform the transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and whether the transportation is consistent with the public interest. Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of Kids Kab's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

1. That Seth, Inc., trading as Kids Kab, shall publish once in a newspaper of general circulation in the Metropolitan District, no later than Tuesday, December 14, 1993, notice in the form prescribed by the staff of the Commission.

2. That Seth, Inc., trading as Kids Kab, shall file with the Commission, no later than Tuesday, January 4, 1994, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

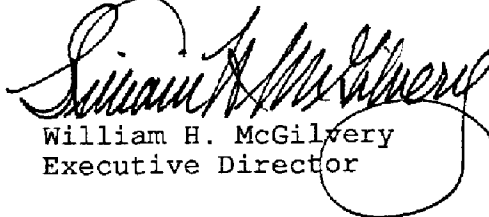
3. That Seth, Inc., trading as Kids Kab, shall file with the Commission, no later than Tuesday, December 14, 1993, an original and four copies of an amended proposed tariff with parking and waiting charges for airport transfers either deleted or specified with particularity.

4. That Seth, Inc., trading as Kids Kab, shall file with the Commission, no later than Tuesday, December 14, 1993, an amended balance sheet or written statement describing the amount and source of post-incorporation start-up funds.

5. That any person wanting to protest the application, in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), and any person wanting to comment on the application, in accordance with Regulation No. 54-04(a), shall file such protest or comment at the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than Tuesday, January 4, 1994, and shall simultaneously serve a copy of such protest or comment on applicant's representative, Mr. Howard J. Margolis, 19 Torrance Court, Kensington, MD 20895.

6. That any person seeking a formal oral hearing on this matter, in accordance with Commission Regulation No. 54-04(b), shall request one no later than Tuesday, January 4, 1994, and shall simultaneously serve a copy of such request on applicant's representative, Mr. Howard J. Margolis, 19 Torrance Court, Kensington, MD 20895.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director